

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
MAY 3, 1950

Regular meeting City Council of the City of Lodi beginning at 8:00 P.M. of Wednesday, May 3, 1950; Councilmen Bull, Haskell, Preszler, Rinn and Tolliver (Mayor) present, none absent.

Minutes of the statutory required meeting of April 18th and of the regular meeting of April 19th, 1950 were approved as written, copies having been mailed each Councilman prior to this meeting.

REPORT OF THE CITY MANAGER -

PLEASANT AVE
WIDENING
CONTRACT
AWARDED TO
C. C. WOOD

In the matter of the widening of a portion of Pleasant Avenue from the alley 170 feet south of Pine Street to Elm Street: Mr Weller presented bids opened in accordance with published notice on May 1, recommending acceptance of the proposal of Claude C. Wood Co. in the amount of \$5,341.00, being \$156.75 lower than that of the only other bidder, Delta Construction Company. The City Engineer reported by letter that both bids conformed with law and the specifications. On motion of Councilman Haskell, Preszler second, award was made to Claude C. Wood Company by the adoption of Resolution No. 1523, adopted by the following vote:

AYES: Councilmen, Haskell, Preszler, Bull, Rinn and Tolliver.
NOES: None. ABSENT: None.

LAWN & GARDEN
REFUSE
COLLECTIONS

City Manager Weller called the attention of the City Council to the continued infractions of the ordinance prohibiting the deposit of lawn trimmings, garden clippings and the like in the street gutters, thus clogging gutters and drains as well as harming the appearance of the City. Mr Weller suggested that wider publicity be given to the fact that additional yard trash could be disposed of in boxes or cans located adjacent to the household garbage container at the rates established March 16, 1949 and also call public attention to the illegality of throwing trash in gutters, stating that cooperative effort between residents and the City could easily settle this problem. Max Elson, a citizen in attendance at this meeting, objected, stating that he and many others wanted collection from curb side. The Council advised the City Manager to see if another rate could be provided, perhaps at 25¢ or up to 40¢, that would encourage deposit of this trash at the point of garbage pick up, available during the summer months.

MAHAFFEY
LOT FOR
OFF-STREET
PARKING.

Mr Weller, reported progress in negotiating a lease on the property at 117 West Pine Street, lately occupied by H. E. Mahaffey, for off-street parking, stating that Mahaffey, lessee of this property, asked \$150.00 per month for the balance of his term, about nine months. As the cost of preparing this lot for the contemplated use would be about \$900.00, Councilman Rinn suggested that the City obtain a commitment from the owners guaranteeing at least six months extension of the lease at such terms as might be agreeable to the City. Councilman Bull stated that he believed that the City should obtain the owners option to lease for at least one year after termination of the present lease and other Councilmen agreeing, the City Manager was directed to seek the best terms he could obtain for this term.

BUS STOPS

The application of Mehrer & Son, operators of the local bus lines for an additional bus stop on South School Street in front of the Zimmerman Oak Street Pharmacy and the reactivation of the former stop across School Street in front of National Dollar Stores was approved on motion of Councilman Haskell, Preszler second, subject to the confirmation of Mehrer's statement that there was no objection from proprietors of businesses adjacent to these two locations.

CONTINUANCE
HEARINGS ON
REZONING.

Public hearings on the rezoning of land on California Street, North of Locksford Street and on lots in Bamert Subdivision facing Kettleman Lane, originally scheduled for this meeting, were continued to the May 17th meeting on account of insufficient time for publication of legal notices.

City Manager Weller then reported on an election held by the City's employees on April 28, 1950 in conformance with the provisions

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of Section 45305, Government Code. One hundred twenty one out of one hundred twenty two employees voted in three classes, police, firemen and general employees with the following result:

	<u>Department</u>	<u>For the Plan</u>	<u>Against the Plan</u>
RESULTS OF	Police Dept.	17	1
EMPLOYEES	Fire Dept.	12	2
ELECTION ON	Misc. Employees	70	19
PENSION PLAN	Totals	99	22

RES. 1525
INTENTION
TO ADOPT
A PENSION
PLAN.

It was then moved by Councilman Rinn, Haskell second, in that the proposed retirement and pension plan as contained in Ordinance No. 416 had been approved by the employees, had been checked as actuarially sound by competent actuaries, was legally drawn and had been highly publicized, that the Council adopt Resolution No. 1525, " Giving Notice that the City Council of the City of Lodi Intends to Adopt an Ordinance Providing for a Retirement Plan for its Officers and Employees and Providing for the Payment of Retirement Allowances and Pensions " Resolution No. 1525 was then adopted by the following vote:

AYES: Councilmen, Rinn, Haskell, Bull, Preszler and Tolliver
NOES: Councilmen, None. ABSENT: Councilmen, None.

ORDINANCE
NO. 416
ESTABLISHING
PENSION PLAN
INTRODUCED

It was then moved by Councilman Rinn, Haskell second, and carried, that Ordinance No. 416 be introduced, reading in full, after reading by title, omitted by unanimous consent, and then ordered laid over for the statutory period of not less than five days before passage. Ordinance No. 416 is entitled " AN ORDINANCE CREATING A RETIREMENT SYSTEM FOR CITY EMPLOYEES, ESTABLISHING A PENSION FUND THEREFORE AND CREATING A PENSION BOARD ".

COMMUNITY
GRAPE CORP.
FIRE
PROTECTION
PROPOSAL

An application from Community Grape Corporation, whose winery is located at the north end of Sacramento Street, for fire protection water stand-by service was read, offering to pay \$250.00 per year for the service and all costs of connection to City mains such service to be rendered for a three year period. Discussion was then had on the offered payment for stand-by service as East Side Winery and Shewan-Jones now pay \$500.00 for similar services and service at this rate has been offered Wine Growers Guild. Councilman Bull advocated a complete investigation before making any adjustment in the City's charges in that the Board of Fire Underwriters of the Pacific might and probably would, require the City to add more water supply if many more outside services were connected. It was moved by Councilman Bull, Preszler second, that Community Grape Corporation be offered stand-by fire protection water service at the same rates as now in effect applying to other outside wineries, these rates to be investigated as to adequacy and fairness, and if any adjustment is made, such adjustment to apply to all of this class of service. Motion carried.

CAB STAND
25 W. PINE
PERMITTED

Proper proof of notice being adduced by affidavit, a public hearing on the application of City Cab Company for a cab stand in front of 25 West Pine Street was then conducted. Applicants presented a waiver signed by Marion Ackerly, owner of the adjacent building and M. E. Crete, her tenant. No objections were offered. Councilman Haskell, seconded by Councilman Bull moved that the application be granted; motion carried and so ordered.

ST PETERS
BUS STOP

The application of St. Peter's Lutheran Church for a bus loading zone on the north side of Locust Street, west of Church Street, submitted April 19th was granted on the approval of the City Manager, the Chief of Police having withdrawn his objection. Motion Councilman Haskell, Bull second.

HOLLY DR.
LOCKEFORD
AVENUE
RELOCATION

The City Planning Commission having recommended that the City pay some part of the cost of vacating Lockeford Avenue between Loma Drive and Mills Avenue and of relocating this street as " Holly Drive " in accordance with the Master Street Plan, it was moved by Councilman Rinn, Bull second, that the City pay an amount equal to the cost of tearing up Lockeford Avenue between these limits as compensation for the relocating of this street, about \$800.00, it to be understood that this was a special instance not be construed as a fixed policy where streets are relocated to ...

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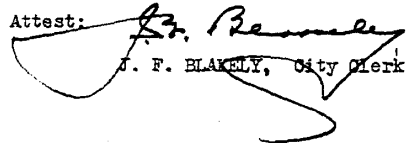
STORM DRAINS IN HOLLY DR.	In connection with this relocation, Theodore Nickel, owner of Lot 1, Gerard Tract, is to assume all cost of removing the pavement on Lockeford Avenue, or, at his option, to leave the same in place as part of the tier of lots he proposes facing Holly Drive. Extra storm drains occasioned by this street design over and above those which would be required if Lockeford Avenue was not vacated, will be installed at the City's costs, estimate \$200.00.
ORDINANCE 415 ADOPTED GRANTING BUS FRANCHISE TO MEHRER	ORDINANCE NO. 415 " GRANTING TO MEHRER & SON, A CO-PARTNERSHIP, A FRANCHISE TO ESTABLISH, AND, FOR A PERIOD COMMENCING WITH THE EFFECTIVE DATE OF THIS ORDINANCE AND CONTINUING FOR A PERIOD OF TEN (10) CALENDAR YEARS THEREAFTER, TO CONDUCT, MAINTAIN AND OPERATE ON REGULAR SCHEDULES, INTRA-MUNICIPAL MOTOR BUS LINES FOR THE TRANSPORTATION OF PASSENGERS AND THEIR HAND BAGGAGE FOR HIRE, WHOLY WITHIN THE CITY OF LODI, CALIFORNIA, OVER UPON AND ALONG THE STREETS, HIGHWAYS, ALLEYS, BOULEVARDS, AVENUES, ROADS AND OTHER PUBLIC PLACES HEREIN-AFTER PRESCRIBED AND FIXING THE COMPENSATION AND SPECIFYING THE TERMS AND CONDITIONS OF SAID FRANCHISE " having been regularly introduced April 19, 1950, was brought up for passage on motion of Councilman Bull, Haskell second, second reading omitted by unanimous consent, after reading by title, and then finally passed, adopted and ordered to print by the following vote: AYES: Councilmen, Bull, Haskell, Preszler, Rinn and Tolliver NOES: Councilmen, None. ABSENT: None.
	Mayor Tolliver then approved and signed Ordinance No. 415.
RESOLUTION NO. 1524 TERM OF MAYOR ADOPTED	Resolution No. 1524 " Relating to the Term of Office of the Mayor of the City of Lodi " restricting tenancy of this office to one year beginning with the month of April, unless the incumbent Mayor is re-elected by the City Council, was introduced by Councilman Haskell, Bull second, and passed without dissenting vote.
CLAIMS	Claims in the amount of \$105,459.25 as submitted by the Director of Finance and approved by the City Manager, were allowed and ordered paid.
BOOZE LICENSES	Notices of application for alcoholic beverage licenses were received from the State Board of Equalization: Transfer from Lockeford, Calif. to 531 W. Lockeford Street, Lodi to Phillip W. Jones and James A. Piazza, off sale. Transfer from 112 S. Stockton St., Lodi to 540 S. Sacramento Street, Lodi, Robert Fleck and W. R. Spiekerman, Beer and Wine, Wholesale. New license to Disabled American Veterans Lodi Chapter 56, 24 West Elm Street, Lodi " Veterans Club License "
M. WILLIAMS BUSINESS LICENSE	No objections were offered to the application of Mary Williams for a fortune tellers license under Subdivision 3 of Section 13 of Ordinance No. 277, the Chief of Police reporting that she had a clear record and had operated in Lodi last year with no complaints.
POLICE REPORT	The monthly report of Chief of Police M. L. Fore for the month of April was received and ordered filed.
E. JOHNSON ANNEXATION	An inquiry from Mr Earl Johnson, residing in " Culbertson Tract " propounding questions relating to annexation was referred to the City Manager for reply.
MAYOR'S APPOINTMENTS 1950-1951	Mayor Tolliver appointed Councilman T. A. Haskell to represent the City Council on the City Planning Commission and also to be " Vice Mayor "; Councilman Rinn to the Pension Board to be established under Ordinance No. 416 and Councilmen C. B. Bull and T. A. Haskell as members of a special committee to confer with downtown merchants and a committee from the Citizens Advisory

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Committee on Off Street Parking and Parking Meters. This Committee was proposed at the City Council meeting of April 19, 1950.

At 10:43 o'clock P.M. the City Council adjourned on motion of Councilman Rinn.

Attest:


J. F. BLAKELY, City Clerk